

- (2) Anger management techniques.
- (3) Use of force and techniques for safely removing patrons.
- (4) Recognition of fake or altered identification.
- (5) Information on laws applicable to the serving of alcohol at a licensed premises.
- (6) Disaster preparedness.
- (7) Communications skills and report writing.
- (8) Civil rights or unfair practices awareness as provided in section 216.7.
- (9) Instruction on the proper physical restraint methods used against a person who has become combative.

3. Fees assessed pursuant to this section of this Act shall be retained by the commissioner and shall be considered repayment receipts as defined in section 8.2, and shall be used to offset the cost of conducting the training. Notwithstanding section 8.33, repayment receipts collected by the commissioner for security employee training that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

4. The labor commissioner of the division of labor services of the department of workforce development and the administrator of the alcoholic beverages division of the department of commerce shall jointly submit a written report to the general assembly by January 1, 2011, concerning the effectiveness of the pilot project and any recommendations for legislative action to expand or modify the pilot project.

5. This section of this Act is repealed June 30, 2011.

Approved May 12, 2008

CHAPTER 1167

USED OIL FILTER DISPOSAL OR RECYCLING

H.F. 2668

AN ACT relating to the disposal and recycling of used oil filters.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 455D.13, Code 2007, is amended to read as follows:

455D.13 ~~LAND DISPOSAL OF WASTE USED OIL AND USED OIL FILTERS~~ PROHIBITED — COLLECTION ~~AND RECYCLING~~.

1. A sanitary landfill shall not accept ~~waste used~~ oil for final disposal ~~beginning July 1, 1990~~.
2. A person offering for sale or selling oil ~~or oil filters~~ at retail in the state shall do the following:
 - a. Accept at the point of sale, ~~waste used~~ oil ~~and used oil filters~~ from customers, or post notice of locations where a customer may dispose of ~~waste used~~ oil ~~and used oil filters~~.
 - b. Post written notice that it is unlawful to dispose of ~~waste used~~ oil in a sanitary landfill.

Sec. 2. Section 455D.13, Code 2007, is amended by adding the following new subsection: **NEW SUBSECTION.** 3. A business that generates used oil filters or collects used oil filters from a person shall not dispose of the oil filters in a sanitary landfill and shall source-separate and recycle the oil filters.

Approved May 12, 2008

CHAPTER 1168**MERCURY-ADDED THERMOSTAT
COLLECTION AND RECYCLING***H.F. 2669*

AN ACT relating to the collection and recycling of mercury-added thermostats.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 455D.31 MERCURY — THERMOSTATS.

1. As used in this section, unless the context otherwise requires:

a. “Manufacturer” means any person, firm, association, partnership, corporation, governmental entity, organization, combination, or joint venture that owns or owned the brand name of the thermostat.

b. “Mercury-added thermostat” means a product or device that uses a mercury switch to sense and control room temperature through communication with heating, ventilating, or air-conditioning equipment. “Mercury-added thermostat” includes thermostats used to sense and control room temperature in residential, commercial, industrial, and other buildings but does not include thermostats used to sense and control temperature as part of a manufacturing process.

c. “Thermostat retailer” means a person who sells thermostats of any kind directly to homeowners or other nonprofessionals through any selling or distribution mechanism, including but not limited to sales using the internet or catalogues. A thermostat retailer may also be a thermostat wholesaler if it meets the definition of thermostat wholesaler.

d. “Thermostat wholesaler” means a person who is engaged in the distribution and wholesale selling of large quantities of heating, ventilation, and air-conditioning components, including thermostats, to contractors who install heating, ventilation, and air-conditioning components, including thermostats.

2. Beginning July 1, 2009, a person shall not sell, offer for sale, or install a mercury-added thermostat in this state.

3. Beginning April 1, 2009, except as otherwise provided, a person who generates a discarded mercury-added thermostat shall manage the mercury-added thermostat as a hazardous waste or universal hazardous waste, according to all applicable state and federal regulations. A contractor who replaces or removes mercury-added thermostats shall assure that any discarded mercury-added thermostat is subject to proper separation and management as hazardous waste or universal hazardous waste. A contractor who replaces a mercury-added thermostat in a residence shall deliver the mercury-added thermostat to an appropriate collection location for recycling.

4. Each thermostat manufacturer that has offered for final sale, sold at final sale, or distributed mercury-added thermostats in the state shall individually, or in conjunction with other thermostat manufacturers, do all of the following:

a. Not later than October 1, 2008, submit a plan to the department for approval describing a collection program for mercury-added thermostats. The program contained in the plan shall ensure that all the following take place:

(1) That an education and outreach program is developed. The program shall be directed toward thermostat wholesalers, thermostat retailers, contractors, and homeowners and ensure a maximum rate of collection of mercury-added thermostats. There shall not be a cost to thermostat wholesalers or thermostat retailers for education and outreach materials.

(2) That handling and recycling of mercury-added thermostats are accomplished in a manner that is consistent with the provisions of the universal waste rules.

(3) That containers for mercury-added thermostat collection are provided to all thermostat wholesalers. The cost to thermostat wholesalers for such containers shall be limited to an initial, reasonable, one-time fee per container as specified in the plan.